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Attorney for Defendant  
WASTE MANAGEMENT OF ALAMEDA COUNTY, INC.

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA**

CALIFORNIA SPORTFISHING  
PROTECTION ALLIANCE, a non-profit  
corporation,

Plaintiff,

vs.

WASTE MANAGEMENT OF ALAMEDA  
COUNTY, INC., a corporation.

Defendant.

Case No. 3:08-cv-03497-SC

STIPULATION TO CONTINUE  
DISCOVERY DEADLINES PENDING  
MEDIATION; ~~PROPOSED~~ ORDER

Judge: Hon. Samuel Conti

**I. REQUEST AND STIPULATION RE CONTINUING DISCOVERY DEADLINES**

WHEREAS, Plaintiff California Sportfishing Protection Alliance served the Complaint in this action on Defendant Waste Management of Alameda County, Inc. (“WMAC”) on September 4, 2008;

WHEREAS, Defendant filed its answer in this action on September 30, 2008;

WHEREAS, the parties filed a joint case management conference statement on November 13, 2008;

WHEREAS, both before and after the filing and service of the Complaint, the parties have engaged in and are continuing to engage in discussions and negotiations to fully resolve this matter and have made significant progress on a potential settlement;

WHEREAS, the parties conferred in an ADR conference call on December 17, 2008, with Daniel Bowling, an ADR Program Staff Attorney for the Northern District of California, and decided to engage in a mediation to be scheduled during January 2009 to help reach a settlement;

WHEREAS, the parties agreed to extend the deadlines for all written discovery, including both the initial disclosures and the written discovery that has already been served, to February 25, 2009, in order to focus their efforts on the mediation settlement discussions;

WHEREAS, the parties agreed to schedule and conduct a Rule 34 site inspection within two weeks of the mediation should the mediation not result in a settlement;

THEREFORE, IT IS HEREBY STIPULATED by and among Plaintiff California Sportfishing Protection Alliance and Defendant Waste Management of Alameda County, Inc. that the parties shall have to and including February 25, 2009 to complete pending written discovery and

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1 initial disclosures, and that a Rule 34 site inspection shall take place within two weeks of an  
2 unsuccessful mediation.

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4 Dated: January 6, 2009

5 Respectfully submitted,  
6 LOZEAU DRURY LLP

7  
8 By: /s/ Douglas J. Chermak  
9 DOUGLAS J. CHERMAK  
10 Attorneys for Plaintiff  
11 CALIFORNIA SPORTFISHING  
12 PROTECTION ALLIANCE

13 REED SMITH LLP

14 By: /s/ Julia C. Butler (as authorized on 1/6/09)  
15 JULIA C. BUTLER  
16 Attorneys for Defendant  
17 WASTE MANAGEMENT OF ALAMEDA  
18 COUNTY, INC.

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**II. ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 1/6/09

